



# THE ATTORNEY GENERAL OF TEXAS

AUSTIN, TEXAS 78711

JOHN L. HILL  
ATTORNEY GENERAL

May 9, 1977

The Honorable Ben Z. Grant  
Judiciary Committee  
Texas House of Representatives  
P. O. Box 2910  
Austin, Texas 78769

Letter Advisory No. 141

Re: Whether municipal courts  
may be given authority to  
grant injunctions.

Dear Chairman Grant:

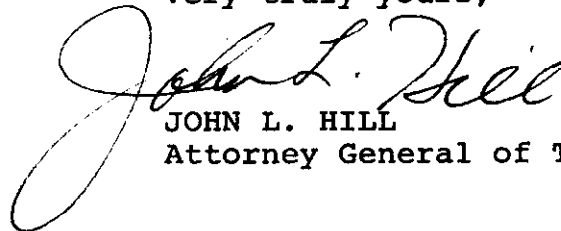
You have requested our opinion concerning whether the Legislature may constitutionally grant authority to municipal courts to issue injunctions against the violation of city ordinances.

Article 5, section 1 of the Texas Constitution creates various courts and further provides:

The Legislature may establish such other courts as it may deem necessary and prescribe the jurisdiction and organization thereof . . . .

This provision is entitled to a liberal construction. Jordan v. Crudginton, 231 S.W.2d 641 (Tex. 1950). Since municipal courts are created by the Legislature, article 5, section 1 empowers the Legislature to prescribe their jurisdiction. Accordingly, in our opinion the Legislature may constitutionally grant authority to municipal courts to enjoin violations of city ordinances. See Treadgill v. State, 275 S.W.2d 658 (Tex. Crim. App. 1954); Attorney General Opinion H-325 (1974).

Very truly yours,



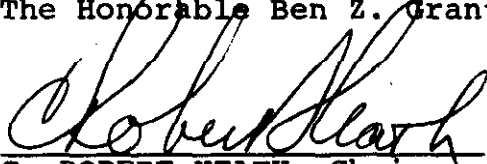
JOHN L. HILL  
Attorney General of Texas

APPROVED:



DAVID M. KENDALL, First Assistant

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A handwritten signature in cursive script, appearing to read "Robert Heath", written over a horizontal line.

C. ROBERT HEATH, Chairman  
Opinion Committee

kml